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**INTELLECTUAL PROPERTY LAW**

DATE: November 28, 2005

FILE #: 02427/1203347-US2

| FACSIMILE NO. | RECIPIENT AND COMPANY                         | CONFIRMATION<br>WILL FOLLOW |
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(including cover page)

COMMENTS: Proposed Claim Amendments for Serial Number 09/866,866 for  
Telephone Discussion.

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Docket No.: 02427/1203347-US2

**Application No.: 09/866,866**

**Proposed Claims Showing Amendments**

**Claims 1-15 cancelled.**

16. (Currently amended) An isolated antibody that recognizes binds to an extracellular portion of a Breast Cancer Resistance Protein (BCRP) selected from the group consisting of human or murine BCRP; wherein said the extracellular portion of the BCRP is in its natural conformation; wherein the antibody binds to living MCF-7 or 3T3 cells expressing BCRP on their surface; and wherein the antibody fails to bind to living MCF-7 cells that do not express BCRP.

**Claims 17-21 (cancelled).**

22. (Previously presented) The isolated antibody of claim 16 wherein the isolated antibody is monoclonal.

23. (Previously presented) The isolated antibody of claim 16 wherein the isolated antibody is chimeric.

24. (Previously presented) The isolated antibody of claim 23 wherein the antibody is humanized.

**Claims 25-28 (cancelled).**

29. (New) The isolated antibody of claim 16, operably attached to a detectable label.

30. (New) An immunodetection kit comprising, in suitable container means, the antibody according to claim 16 and an immunodetection reagent.

31. (New) An isolated antibody generated by
- (i) immunizing a mouse with 3T3 cells that express human or murine BCRP in its natural conformation on the cell surface;
  - (ii) selecting a hybridoma that secretes antibodies that bind to MCF-7 cells that express human or murine BCRP in its natural conformation on the cell surface, which antibodies do not bind to MCF-7 cells that do not express human or murine BCRP in its natural conformation on the cell surface; and
  - (iii) isolating an antibody from the hybridoma selected in step (ii).

32. (New) An isolated antibody generated by isolating an antibody from a hybridoma that secretes antibodies that bind to MCF-7 cells that express human or murine BCRP in its natural conformation on the cell surface, which antibodies do not bind to MCF-7 cells that do not express human or murine BCRP in its natural conformation on the cell surface, wherein the hybridoma is generated from a mouse immunized with 3T3 cells that express human or murine BCRP in its natural conformation on the cell surface.